

## Message Text

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ORIGIN EB-06

INFO OCT-01 EUR-12 ISO-00 L-02 FRB-01 OMB-01 TAR-01 SP-02

SWF-01 AGR-05 AID-05 CIAE-00 COME-00 INR-05 IO-10

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DODE-00 H-01 INT-05 NSC-05 PA-01 SS-15 PRS-01 SSO-00

NSCE-00 USIE-00 INRE-00 /111 R

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COMMERCE-DSCHLECIY (INFO)

TREASURY - JJOHNSON (INFO)

AGRICULTURE - JSWAIN (INFO)

L/EB-CPITMAN (INFO)

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O 120038Z NOV 74

FM SECSTATE WASHDC

TO USMISSION USUN NEW YORK IMMEDIATE

USMISSION GENEVA

USMISSION EC BRUSSELS

AMEMBASSY TOKYO

AMEMBASSY DUBLIN

AMEMBASSY LONDON IMMEDIATE

AMEMBASSY ROME

AMEMBASSY PARIS

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E.O. 11652: NA/

TAGS: ETRD, UNGA, UNCTAD, GATT

SUBJECT: 29TH GA - SECOND COMMITTEE - ITEM 42 UNCTAD

MTN RESOLUTION

REF: USUN 4860

1. RESOLUTION ON THE MTN PRESENTLY BEFORE THE UNGA QUOTED IN REFTEL REPRESENTS SIGNIFICANT DEPARTURE FROM AGREED LANGUAGE ON MTN IN TOKYO DECLARATION AND THE CONCLUDING STATEMENT OF THE CHAIRME OF THE TOKYO MINISTERIAL MEETING, AS WELL AS FROM THAT ADOPTED AT THE 28TH UNGA-RES 3085 XXVIII) - AND AT THE LAST UNCTAD TRADE AND DEVELOPMENT BOARD MEETING - TDB RES 116(XIV). MISSIONS IN EC COUNTRIES AND JAPAN ARE REQUESTED TO CONTACT IMMEDIATELY THE APPROPRIATE TRADE POLICY OFFICIALS IN THEIR HOST GOVERNMENTS, REMIND THEM OF THE COMMITMENT MADE BY THE US, JAPAN, AND THE EC COUNTRIES NOT TO GO BEYOND THE LANGUAGE ADOPTED ON THE MTN AT TOKYO EXCEPT JOINTLY, AND ASK THEM TO GIVE TRADE POLICY GUIDANCE ON THE SUBJECT DRAFT RESOLUTION TO THEIR FOREIGN MINISTRY OFFICIALS RESPONSIBLE FOR DIRECTION OF THEIR UN DELEGATIONS IN NEW YORK. US MISSION GENEVA REQUESTED TO BRING IMPLICATIONS OF THIS RESOLUTION TO THE ATTENTION OF PERMANENT MISSIONS OF JAPAN AND EC COUNTRIES AND GATT SECRETARIAT AND TO PROVIDE WASHINGTON AND USUN WITH THEIR REACTIONS. MISSIONS SHOULD DRAW UPON THE FOLLOWING IN THEIR PRESENTATIONS.

2. US HAS GREATEST DIFFICULTIES WITH OPERATIVE PARA 3 RE THE CONCEPT OF DIFFERENTIAL TREATMENT, OPERATIVE PARA 6 RE REGULAR ATTENDANCE OF THE UNCTAD SYG AT MEETINGS OF THE TNC AND ITS SUBSIDIARY BODIES AND OPERATIVE PARA 7 RE THE INVITATION TO THE DIRECTOR-GENERAL OF GATT IN HIS CAPACITY AS CHAIRMAN OF THE TNC.

3. AS IN PARA 5 OF TOKYO DECLARATION, US RECOGNIZES AS A PRAGMATIC MATTER THE IMPORTANCE OF THE APPLICATION OF DIFFERENTIAL MEASURES TO LDCS WHERE THIS IS LIMITED OFFICIAL USE

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FEASIBLE AND APPROPRIATE, BUT IT DOES NOT RECOGNIZE DIFFERENTIAL TREATMENT AS A PRINCIPLE GUIDING THE NEGOTIATIONS.

4. AT UNCTAD TDB XIV COHESION OF DEVELOPED COUNTRIES ON THIS ISSUE OF UNCTAD SYG ATTENDANCE AT TNC MEETINGS RESULTED IN SATISFACTORY RESOLUTION 116(XIV) WHICH RESERVED DECISION ON UNCTAD SYG ATTENDANCE

TO TNC AND DID NOT UNDULY PREJUDGE TNC'S DECISION.  
GROUP B COUNTRIES INDICATED TO GROUP OF 77 THAT  
NEXT TNC WOULD REACH SUBSTANTIVE DECISIONS ON SYG'S  
ATTENDANCE AND RECEIPT OF DOCUMENTATION. STRESS WAS  
PLACED ON HIS ATTENDANCE AS APPROPRIATE BECAUSE OF  
NEED FOR PRIVACY AND CONFIDENTIALITY IN MEETINGS WHICH  
WOULD INVOLVE TRADE-OFFS AND NEGOTIATION ON  
SUBSTANTIVE STRUCTURAL ISSUES OF THE NEGOTIATIONS AS  
WELL AS NEGOTIATING ON INDIVIDUAL COUNTRY OFFER  
AND REQUEST LISTS.

5. CENTRAL OPERATIVE PARA OF UNCTAD RES 116 READ  
AS FOLLOWS:"

REQUESTS THE TNC TO FIND SOLUTIONS ENABLING THE  
SECRETARY-GENERAL OF UNCTAD:

- (I) TO ATTEND, AS APPROPRIATE, MEETINGS OF THE TNC AND  
ITS SUBSIDIARY BODIES
- (II) TO RECEIVE RELEVANT DOCUMENTATION FROM THE GATT  
SECRETARIAT CONCERNING THE NEGOTIATIONS;

6. GROUP B COUNTRIES AT THE UNCTAD TDB XIV AGREED  
UPON A JOINT STATEMENT ON THIS MATTER WHICH WE  
WOULD EXPECT WOULD STILL GOVERN THEIR DECISIONS  
ON THE DRAFT MTN RESOLUTION BEFORE THE UNGA SINCE  
CONDITIONS HAVE NOT CHANGED. THE SUBSTANTIVE  
SECTIONS OF THE JOINT STATEMENT FOLLOW.

7. BEGIN QUOTE FIRST, LET ME SAY THAT WE RECOGNIZE  
THE CONCERNS OF DEVELOPING COUNTRIES THAT SECTION D  
OF RESOLUTION 82(III) SHOULD BE FULLY IMPLEMENTED IN

THE LIGHT OF THE AGREEMENT REACHED BY THE MINISTERS AT  
TOKYO, AND THAT WE WILL CONTINUE TO USE OUR BEST  
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ENDEAVOURS TO THIS END.

THE AGREEMENT OF THE MINISTERS WAS SUMMARIZED IN THE  
FOLLOWING WORDS BY THE CHAIRMAN OF THE TOKYO MEETING:  
"THERE HAVE BEEN DISCUSSIONS REGARDING APPROPRIATE  
ARRANGEMENTS FOR THE SECRETARY-GENERAL OF UNCTAD TO  
FOLLOW THE DEVELOPMENTS IN THE MULTILATERAL TRADE  
NEGOTIATIONS. IT HAS BEEN AGREED THAT THE DIRECTOR-  
GENERAL OF GATT, ON A CONTINUING BASIS, WILL KEEP  
THE SECRETARY-GENERAL OF UNCTAD INFORMED ON DEVELOPMENTS  
IN THE MULTILATERAL TRADE NEGOTIATIONS IN SUCH A  
MANNER AS TO FACILITATE THE SECRETARY-GENERAL OF UNCTAD  
ASSISTING THE DEVELOPING COUNTRIES. THE TRADE  
NEGOTIATIONS COMMITTEE COULD DECIDE TO INVITE THE  
SECRETARY-GENERAL OF UNCTAD TO ATTEND ITS MEETINGS,

AS APPROPRIATE."

WE RECOGNIZE THE CONTRIBUTION THAT THE SECRETARY-GENERAL OF UNCTAD CAN MAKE IN ASSISTING DEVELOPING COUNTRIES IN RESPECT OF THE MTN'S, AND ANTICIPATE THAT THERE WILL BE CLOSE CO-OPERATION BETWEEN HIM AND THE DIRECTOR-GENERAL OF GATT.

NOW, MR. CHAIRMAN, MY GROUP'S GENERAL POSITION ON THE DRAFT RESOLUTION HAS NOT CHANGED; QUESTIONS OF PARTICIPATION IN MEETINGS OF THE TRADE NEGOTIATIONS COMMITTEE OR ITS WORKING GROUPS, ALONG WITH QUESTIONS OF ACCESS TO DOCUMENTATION, ARE MATTERS FOR THE TNC TO DECIDE.

MR. CHAIRMAN, THE SECRETARY-GENERAL OF UNCTAD WAS INVITED TO THE LAST MEETING OF THE TNC, AND MADE CERTAIN SUGGESTIONS CONCERNING FUTURE UNCTAD PARTICIPATION. THESE ARE NOW BEING CONSIDERED BY OUR MEMBER GOVERNMENTS AND WILL BE DISCUSSED AT THE NEXT MEETING OF THE TNC IN OCTOBER. WE WILL ALSO OF COURSE BEAR IN MIND THE COMMENTS MADE IN THE DEBATE HERE. MANY OF OUR GOVERNMENTS, HOWEVER, ARE NOT YET IN A POSITION TO INDICATE THE OUTCOME OF THIS CONSIDERATION. WE WOULD NOT BE ABLE TO SUPPORT A RESOLUTION WHICH PREJUDGED ANY OF THE POSSIBLE WAYS OF DEALING WITH THIS MATTER.

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FINALLY, MR. CHAIRMAN, YOU CAN BE SURE THAT WE ARE LOOKING AT THIS SUBJECT WITH THE AIM OF FINDING SOLUTIONS WHICH ARE CONSISTENT WITH THE DUAL AIMS OF

ASSISTING THE UNCTAD SECRETARIAT TO HELP THE DEVELOPING COUNTRIES PARTICIPATE IN THE NEGOTIATIONS; AND

THE EFFECTIVE CONDUCT OF THE MTN NEGOTIATIONS. END QUOTE

8. RE OPERATIVE PARA 7, THE US COULD ACCEPT AN INVITATION TO THE DIRECTOR GENERAL OF GATT TO PREPARE AN INTERIM REPORT ON THE WORK AND ACCOMPLISHMENTS OF MTN OR AN INVITATION TO THE CHAIRMAN OF THE TNC FOR SUCH A REPORT, BUT IT OBJECTS TO THE LINKING OF THE TWO SINCE IT OBSCURES THE DIFFERENT CHARACTERS OF THE GATT AND THE MTN AND THE DIFFERENCE IN THEIR RELATIONSHIPS TO THE UN SYSTEM. THE MTN IS AN INSTRUMENT CREATED BY SOVEREIGN NATIONS, SOME OF WHOM ARE MEMBERS OF GATT BUT OTHERS ARE NOT. MOREOVER, IT IS OPEN TO PARTICIPATION BY ALL COUNTRIES WITHOUT ASSUMING THE OBLIGATIONS INVOLVED IN MEMBERSHIP IN THE GATT. THE US BELIEVES THE TWO BODIES SHOULD BE KEPT SEPARATE, PARTICULARLY

WHEN QUESTIONS OF THEIR RELATIONSHIP TO THE UNGA ARE INVOLVED.

9. EMBASSY TOKYO SHOULD NOTE THE LACK OF PARTICIPATION OF THE JAPANESE DELEGATION IN NEW YORK IN THE NEGOTIATIONS ON THIS RESOLUTION. THIS BEHAVIOR IS IN SHARP CONTRAST TO THE INTENSE INVOLVEMENT AND STRONG STAND OF THE JAPANESE DELEGATION AT THE UNCTAD TDB ON THIS ISSUE. KISSINGER

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## Message Attributes

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